

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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3-7-01

In re patent application of:

Masahiro TAKAGI et al.

Serial No.: 09/639,072

Filed: August 16, 2000



Docket No. 040301/0602

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MAR 06 2001
Technology Center 2600

Group Art Unit: 2664

Examiner: Unassigned

For: RADIO COMMUNICATION SYSTEM USING POINT-TO-POINT AND POINT-TO-POINT MULTIPOINT USER INFORMATION COMMUNICATIONS

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.56 and 37 C.F.R. §1.97**

Commissioner for Patents
Washington, D.C. 20231

Sir:

Submitted herewith on Form PTO-1449 is a listing of documents known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 CFR 1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR 1.97 and 1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a prima facie prior art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The instant Information Disclosure Statement is believed to be filed before the mailing date of a first Office Action on the merits (first scenario). If this is not the case, such as in a second scenario in which a first Office Action on the merits or a notice of allowance has been mailed before the filing of the instant Information Disclosure Statement, a certification or fee is required. Please note that a certification is provided below. If any fees are required to have this Information Disclosure Statement considered, the PTO is authorized to obtain the necessary fees from Foley & Lardner Deposit Account 19-0741.

CERTIFICATION

The undersigned hereby states in accordance with 37 C.F.R. § 1.97(e)(1) that the item of information contained in this Information Disclosure Statement was cited for the first time in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Information Disclosure Statement.

RELEVANCE OF EACH DOCUMENT

Documents A1 and A2 were listed in a European Search Report for a counterpart European patent application. A copy of the European Search Report is also being provided, which lists the relevant sections of each of these documents and the degree of relevance of these documents.

Serial No. 09/639,072

Applicants respectfully request that the listed documents be considered by the Examiner and formally be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

Respectfully submitted,

March 5, 2001
Date

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